

State of South Dakota

EIGHTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 2008

400P0368

HOUSE BILL NO. 1071

Introduced by: The Committee on Agriculture and Natural Resources at the request of the
Department of Agriculture

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the permissible costs
2 payable from the fire suppression special revenue fund.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 41-20-5 be amended to read as follows:

5 41-20-5. There is hereby established a fund in the state treasury to be known as the state fire
6 suppression special revenue fund which is hereby appropriated for the payment of costs incurred
7 by the state wildland fire coordinator in suppressing and extinguishing forest fires ~~as authorized~~
8 ~~by § 41-20-4 and emergency rangeland fires; for the payment of costs incurred by the Governor~~
9 in authorizing fire prevention measures; and for the payment of costs incurred by the secretary
10 of agriculture in hiring a fire suppression force to assist any other fire suppression agency,
11 regardless of whether the fire being suppressed is within the territorial jurisdiction of the State
12 of South Dakota. The fire suppression agency shall either execute or have an existing
13 cooperative fire suppression agreement with the South Dakota Department of Agriculture. ~~There~~
14 ~~has been appropriated fifty thousand dollars for the fund.~~

15 As used in this section, emergency rangeland fires, includes fires outside the Black Hills



1 Forest Fire Protection District that the Governor declares as an emergency and the state wildland
2 fire division assists with fire suppression and extinguishment.

3 Any damages paid from judgments or settlements in civil actions taken under § 41-20-4 and
4 reimbursements or contributions from other sources for suppressing forest fires may be
5 deposited into the fund.